

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

11 UNITED STATES OF AMERICA,) No. CR-09-00253 SBA
12 Plaintiff,) ORDER GRANTING STIPULATED
13 v.) REQUEST TO SET CHANGE OF PLEA
14 DANIEL BELTRAN-ZAZUETA,) AND SENTENCING ON DECEMBER 8,
15 Defendant.) 2009 AND TO EXCLUDE TIME UNDER
) THE SPEEDY TRIAL ACT
16) Date: September 15, 2009
17) Time: 9:00 a.m.
) Court: Hon. Saundra Brown
) Armstrong

19 The parties jointly requested that status hearing in this matter be vacated and that this
20 matter be set for change of plea and sentencing on December 8, 2009 at 10:00 a.m. The parties
21 further requested that time be excluded under the Speedy Trial Act between September 10, 2009
22 and December 8, 2009 to allow time for the Court to consider the proposed plea agreement to be
23 entered into by the defendant and the attorney for the government, and to allow time for the
24 preparation of a Presentence Investigation Report by the United States Probation Office.
25 Defendant agreed that the Court may review the pre-plea Presentence Investigation Report even
26 though he has not yet pleaded guilty. Good cause appearing therefor, and pursuant to 18 U.S.C.
27 § 3161(h)(1)(G),

STIP. REQ. TO SET CHANGE OF PLEA & SENTENCING ON DECEMBER 8, 2009 & TO EXCLUDE TIME
No. CR-09-00253 SBA

1 **IT IS HEREBY ORDERED** that this matter is set for change of plea and sentencing on
2 December 8, 2009 at 10:00 a.m., and that time between September 10, 2009 and December 8,
3 2009 is excluded under the Speedy Trial Act, and specifically pursuant to 18 U.S.C. §
4 3161(h)(1)(G), for consideration by the Court of a proposed plea agreement to be entered into by
5 the defendant and the attorney for the government.

6 **IT IS FURTHER ORDERED** that the United States Probation Office shall prepare a
7 Presentence Investigation Report.

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9 DATED:9/11/09

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11 HON. SAUNDRA BROWN ARMSTRONG
12 United States District Judge